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ATTORNEYS AT LAW  
MIRICK, O'CONNELL, DEMALLIE & LOUCHE, LLP

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**MAR 31 2009**

March 20, 2009

**OFFICE OF PETITIONS**

Mail Stop: Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Patentee: Mitchell C. Sanders  
Patent No.: 6,861,403  
Issue Date: March 1, 2005  
Serial No.: 09/848,780  
Filing Date: May 3, 2001  
For: METHOD AND DEVICE FOR IMPROVING PROTEIN  
STABILITY AND SOLUBILITY  
Docket No.: 15535-46032

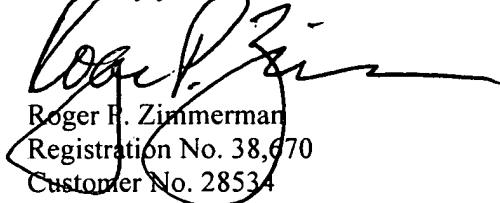
Dear Sir or Madam:

Enclosed is a Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent and a Certificate of First Class Mailing dated March 20, 2009. Patentee is a large entity, as has already been established.

Enclosed is our check in the amount of \$2,260.00 (first maintenance fee of \$980.00 and surcharge for late filing of \$1,640.00). A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to our deposit account no. 50-1582.

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Very truly yours,



Roger R. Zimmerman  
Registration No. 38,670  
Customer No. 28534

RPZ:sd

Enclosures

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{Practice Areas\CORP\15535\46032\A1379086.DOC}

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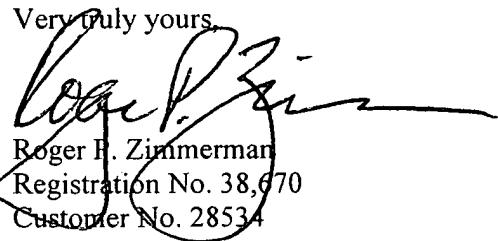
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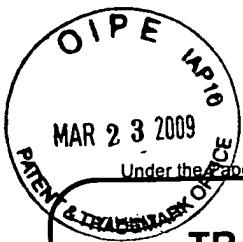
(Practice Areas)\CORP\15535\46032\A1379086.DOC)

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	09/848,780 (Patent No. 6,861,403)
Filing Date	May 3, 2001 (Issue Date March 1, 2005)
First Named Inventor	Mitchell C. Sanders
Art Unit	1653
Examiner Name	
Attorney Docket Number	15535-46032

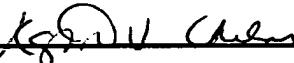
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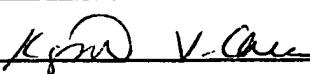
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):  Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Mirick O'Connell DeMallie & Lougee, LLP		
Signature			
Printed name	Kathryn V. Chelini, Esq.		
Date	May 20, 2009	Reg. No.	52,723

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Kathryn V. Chelini, Esq.	Date	May 20, 2009

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that the Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent is being deposited with the United States Postal Service, via First Class Mail, on this 20<sup>th</sup> day of March, 2009, in an envelope addressed to Mail Stop: Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kathryn V. Chelini  
Kathryn V. Chelini